



JAMES A. NOYES, Director

COUNTY OF LOS ANGELES

DEPARTMENT OF PUBLIC WORKS

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April 2, 2003

IN REPLY PLEASE
REFER TO FILE: **MP-5**

The Honorable Board of Supervisors
County of Los Angeles
383 Kenneth Hahn Hall of Administration
500 West Temple Street
Los Angeles, CA 90012

Dear Supervisors:

**RESOLUTION OF SUMMARY VACATION
SANTA YNEZ STREET - VICINITY OF CITY OF SAN GABRIEL
SUPERVISORIAL DISTRICT 5
3 VOTES**

IT IS RECOMMENDED THAT YOUR BOARD:

1. Find this action categorically exempt from the provisions of the California Environmental Quality Act (CEQA).
2. Find pursuant to Section 8334(a) of the California Streets and Highways Code, that the street right of way is excess and not required for street or highway purposes.
3. Find pursuant to Section 2381 of the Streets and Highways Code, that the street right of way to be vacated is not useful as a nonmotorized transportation facility and is not needed for present or prospective public use.
4. Adopt the enclosed Resolution of Summary Vacation to vacate the portion of Santa Ynez Street as described in Exhibit "A" of the Resolution.

PURPOSE/JUSTIFICATION OF RECOMMENDED ACTION

Mr. Catalino E. Torio and Mr. Thomas Linley Gooch, the underlying fee owners, requested this vacation to remove from the record all public easement rights within their properties. The applicants desire to close to public use Santa Ynez Street from Vista Street easterly to the westerly boundary of the Southern California Edison Company (SCE) property to deter illegal dumping and criminal activities. The owners also propose to construct a gate and convert the road into a private driveway. SCE or other utilities have no objection to the proposed vacation. Vacation of the street right of way will not have any negative impact on adjacent properties nor impact the County Highway Plan.

Santa Ynez Street was dedicated to the County for public road purposes in February 1923. The portion proposed for vacation was designed to connect to a subdivision/development located to the east of SCE's property. However, SCE's high voltage transmission lines restricted that extension. It is in the County's best interest to vacate the street right of way since it no longer serves the purposes for which it was dedicated and is not required for general public access, circulation, or for bicycle paths or trails.

Implementation of Strategic Plan Goals

This action is consistent with the County Strategic Plan Goal of Fiscal Responsibility as the vacation of this portion of Santa Ynez will result in added revenue through assessment and taxation, eliminates unnecessary maintenance costs, and removes possible County exposure to liability.

FISCAL IMPACT/FINANCING

Vacation of the street will not have a negative fiscal impact on the County's budget. The applicant has paid a fee of \$1,500 to defray the expenses of the investigation. The fee is authorized by your Board in a Resolution adopted May 4, 1982, Synopsis 62 (Fee Schedule), and as prescribed in Section 8321 (d), of the California Streets and Highways Code.

FACTS AND PROVISIONS/LEGAL REQUIREMENTS

The area to be vacated contains approximately 7,600 square feet and is shown on the map attached to the Resolution.

The County's interest was acquired as an easement for road purposes by dedication on the maps of Tract No. 7352, recorded in Book 78, pages 17 and 18, inclusive, of Maps on file in the office of the Recorder of the County of Los Angeles.

The Public Streets, Highways, and Service Easement Vacation Law allows your Board to voluntarily relinquish the County's interest over the street. Adoption by your Board of Public Works' recommendation terminates the rights of the public to the vacated area and disposes of an unnecessary County right of way. Your action will also result in the property being unencumbered of the public easement, thereby allowing the underlying fee owners to exercise their reversionary rights over the vacated area.

ENVIRONMENTAL DOCUMENTATION

With respect to requirements of CEQA, this proposed vacation is categorically exempt as specified in Class 21(a) of the Environmental Document Reporting Procedures and Guidelines adopted by your Board on November 17, 1987, Synopsis 57, and Section 15321 of State CEQA Statutes and Guidelines.

IMPACT ON CURRENT SERVICES (OR PROJECTS)

The County of Los Angeles Fire Department has found that no fire protection facilities will be affected by the proposed vacation. The County of Los Angeles Regional Planning Commission has determined that the proposed vacation does not conflict with the County-adopted General Plan and that the vacation area is not suitable for bicycle paths and trails.

CONCLUSION

This action is in the County's best interest. Enclosed is a Resolution of Summary Vacation, approved as to form by County Counsel. Upon adoption of the Resolution, please return one executed original and a copy to Public Works for further processing. Public Works will record the Resolution and return the executed original Resolution to you when recorded. In the interim, please retain one executed copy for your files.

The Honorable Board of Supervisors
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One approved copy of this letter is requested.

Respectfully submitted,

JAMES A. NOYES
Director of Public Works

CVC:adg
P5\SANTA YNEZ BRD

Enc.

cc: Chief Administrative Office
County Counsel

RESOLUTION OF SUMMARY VACATION

BE IT RESOLVED by the Board of Supervisors of the County of Los Angeles that it is hereby found and determined that the portion of Santa Ynez Avenue east of Vista Street legally described in Exhibit "A" and as shown by the map in Exhibit "B" attached hereto and incorporated herein by this reference, which right of way is located in the vicinity of the City of San Gabriel, in the County of Los Angeles, State of California, is no longer needed for present or prospective public use based upon the following facts: (1) that the right of way is an excess right of way not required for street or highway purposes; and (2) that the right of way is not required for general public access, circulation, or for bicycle paths or trails.

BE IT FURTHER RESOLVED that the right of way in, over, and across said property for street and highway purposes legally described in Exhibit "A" is hereby vacated pursuant to Chapter 4, Part 3, Division 9 of the Streets and Highways Code, State of California, commencing with Section 8330.

BE IT FURTHER RESOLVED that said vacation does not terminate any public service easements.

BE IT FURTHER RESOLVED that the Department of Public Works be authorized to record the certified original Resolution in the office of the Recorder of the County of Los Angeles, at which time the area vacated will no longer be a County highway/easement.

The foregoing Resolution was on the ____ day of _____, 20____, adopted by the Board of Supervisors of the County of Los Angeles, and ex-officio the governing body of all other special assessment and taxing districts for which said Board so acts.

VIOLET VARONA-LUKENS, Executive Officer
of the Board of Supervisors
of the County of Los Angeles

APPROVED AS TO FORM

LLOYD W. PELLMAN
County Counsel

By _____
Deputy

By _____
Deputy

CVC:adg
P5\SANTA YNEZ BRD

EXHIBIT "A"

**SANTA YNEZ STREET EAST OF VISTA STREET
(M0288112)**

That portion of Santa Ynez Street, 50 feet wide, in the unincorporated territory of the County of Los Angeles, State of California, as shown on and dedicated to the public use by map of Tract No. 7352, recorded in Book 78, pages 17 and 18, of Maps, in the office of the Recorder of said County, lying southerly of and adjoining Lot 6, of said tract.

Total Area: 7,600± square feet

Description Approved

JAMES A. NOYES
Director of Public Works

By _____
Deputy

CVC:adg
P5\SANTA YNEZ BRD